

THE GREGORY TRIAL

(Continued from first page)

CROSS EXAMINATION.

Q. Did you see any blood in the main hall?

A. Yes, some by the front door.

Q. Did Edgie Gregory throw the hatchet at John D?

A. Don't know what he threw, but it hit the coal house as he was getting over the fence.

Fifth witness—Mrs. J. I. Hill: "I was at home in my kitchen scouring when I saw Mr. Gregory pass the door in a trot. I heard Mrs. Lucy Yates screaming, 'he's killed him.' I said to Mr. Hill something is the matter, and directly I saw them pass the front door and heard Mrs. Yates say, 'he has killed that boy.'"

Sixth witness—J. I. Hill: "I was behind my house mending a broom, I raised up and saw John D. pass by; he passed on and got over the fence, when I heard Mrs. Yates scream, John D. went by the hotel, stopped a second or two, and seemed to be talking to Sophia Sexton, daughter of Mrs. Rhodes. Sophia was standing where she slopes her hogs. He walked twenty feet and then ran. He once boarded with me. I went in the bank next morning."

Seventh witness—Obe Simmons: "I first saw the defendant on the hill. I went because I heard the bank was robbed. We found John D. in a lot, in a corner of a paling fence. The lot belonged to Ike Martin. I told him to get up, he asked me to keep them from hurting him. I told him I would not. I was in the gang that took him to the city hall; I was deputized to guard him and remained with him until one o'clock when Hicklin and Flannery arrived. In the night he said Edgie Gregory called him a d—s—a—b. I hit him, said John D., because he said this. John D. did not remember anything that happened. He groaned and talked all the night and often fell out of his chair. I told him it was a little trouble between him and Edgie and would not cost him more than \$50 or \$100."

CROSS EXAMINATION

Q.—Had you been to the bank on Thursday?

A. No, I had not.

Q. Did they search John D?

A. Yes.

Q. Did they find any weapons?

A. I did not see them if they did.

Q. Did John D. have any blood on him?

A. Yes, on the right side of his face and collar.

Eighth witness—F. B. Dycus: "On the evening of the 24th I was sitting in Dr. Phillips' drug store, I heard some one hollow, and ran to the door, and saw Edgie Gregory coming out of the bank, bloody. He said, 'John D. has brained me, with a hatchet and has just gone over the hill.' I went to the livery stable and ordered Charlie Gregory to bring his horse out quick. The other men went over the hill and directly I heard some one hollow, 'here he is.' On the hill he said, 'I haven't done anything, you have the wrong man.' He was arrested by Bud Wadlington, Bob Jackson, Walter Lowery and Obe Simmons."

CROSS EXAMINATION

Q. Where did they take him?

A. Down in front of the hotel and turned him over to Judge Yeats.

Q. Did he make any statement?

A. Yes, somebody asked him what he had done and why was the blood on him, he said he got it killing hogs.

Q. What was the defendant's nervous condition?

A. He was very nervous on the street, he complained of being tired and said that he was resting in the fence corner.

Ninth witness—J. F. Martin: was excused.

Tenth witness—Shelley Decker: "I saw Gregory the morning before the trouble. Edgie Gregory and John D. Gregory were friendly. I came to the bank about two minutes after the trouble; saw blood on safe and on vault. Did not see Edgie Gregory. Safe was open and cash was inside. Later saw Edgie Gregory wind time lock. He wound only one hand. I had worked in the bank to learn the business. I opened the bank the next morning. Did not see any blood only in vault. I did not hear John D. make any statements.

Eleventh witness—J. B. Wadlington: "I have always known Edgie Gregory, have known John D. a short time. I was working upon a building, heard the bank was robbed and Edgie Gregory hurt. I got down and ran up the river and then over the hill and found John D. in the fence corner. John D. asked 'what does all this mean,' he was told you will soon know. Shirley Pickering searched him, nothing was found that I know of."

Twelfth witness—Charlie Gregory (brother to Edgie): "John D. came to my stable and called for a term to be at the back of the hotel at four o'clock. I refused to let the team because it was tired. I was the first man that saw John D. when we went on the hill. John said 'don't let me hurt me.' 'What have I done?' Mr. Lowery said 'you know what it means' threw up your hands."

CROSS EXAMINATION

Who was with you?

A. Walter Lowery, Obe Simmons, and Bob Jackson.

Q. Had John D. been to the stable before?

A. I was not there, but my employees said that he had been there several times that morning.

Thirteenth witness—Walter Lowery: (lives at Luka, Livingston county, Ky.) "I have known Edgie Gregory five or six years; I also know John D. I was in Dycusburg on the 24th, I saw John D. about four o'clock, found him on the hill at the back of the hotel lying down, face up hill. I was among the first to approach him. He said: 'gentlemen what have I done, what does this mean?' The defendant was brought down town Thursday. He said 'oh please, Mr. Lowery, what have I done, what caused me to do this?' Charley Gregory answered him by saying 'you have killed my brother.' John D. did not make any explanation as to how the blood got on him. I was not in the bank after the trouble."

Fourteenth witness—Cleve Martin: "I was at home cutting kindling. Dr. Phillips came and told me there was some trouble, I heard some one say 'get the horses out of the stable,' I thought there was a fire. Dr. Phillips said, 'John D. was the man.' I went to the hotel and found no one there. I then went upon the hill and heard some one say, 'John D. is found.' When I first saw him, he was resting on his elbows, had one of his hands in his pocket. I told him to throw up his hands. I got over the fence, Dycus and Pickering searched him. He said 'What is it fellows? What have I done?' 'You surely have the wrong man.' They took him to the hall and there he often said 'something, something, something.' I asked him, why have you done this? He said that he had not done anything. Why is that blood on you, I said, he said: 'I did that killing hogs.' I said I know better than that, I helped kill hogs, Monday. He said: 'I was putting away the meat.'"

Fifteenth witness—Mrs. F. B. Dycus: "I went to the bank Saturday afternoon about twenty to four, saw John D. in the rear room of the bank. Did not see him do anything. Know nothing about it further."

Sixteenth witness—C. R. Jackson: "On the evening of the 24th, I was in Yancy Bros. store. I was present when John D. was arrested. He was on the hill about a hundred yards back of the bank. I first saw him lying on his face. There were only four of us when we first found him, but later there were about twenty-five. John D. first said: 'What have I done?' He was then taken to the city hall. I did not go to the hall then, but did later. I heard John D. make no statements in the hall; I was in the bank next day."

Seventeenth witness—Charlie Jones: "I was present when John D. was arrested. John D. said: 'What does all this mean? I have not done anything.' Some one said, 'you know what you have done.' I saw blood on his collar and on his cheek. Some one asked, 'what does that blood mean?' But he did not reply. I was working on Mr. Cassidy's house when I first heard the hollowing, I saw several people running. We brought him down the hill to the hotel. I was sent into the hotel to get the hand-cuffs and handed them to Judge Yeats. Then I went back after the hall and chain, but could not find it. John D. unlocked the hand-cuffs himself. I was present when Edgie opened the front door of the bank, and he was bloody all over. I went into the bank, saw the blood on the shelf back of the vault, a bloody dent on the ceiling made by the hatchet."

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CROSS EXAMINATION.

Q. What is your personal feeling toward the defendant?

A. I have nothing at all against him.

Q. Mr. Jones, is it not a fact that he arrested your wife at one time?

A. Yes.

Q. Was she not arrested for conducting a house of ill fame?

A. I do not know what she was arrested for.

Q. Was she not arrested and convicted?

A. Yes, but I don't know what for.

Q. Is it not a fact that you had hard feelings against the defendant for this?

A. No, if I had I would not have worked on the road for him.

Q. Had you not had some argument with the defendant?

A. Yes, after I worked out my fine he would not allow me full time for the other work I did for him.

Eighteenth witness—J. C. Bennett: "I had known John D. about six months and had always known Edgie. I was in Dycusburg on the 24th. I heard hollowing of distress. I was in the bank about four or five minutes after the trouble occurred; saw blood on the floor and some on the safe in the vault. I saw John D. in about fifteen minutes. Got to him just after the arrest. I heard him say, 'what have I done?' I think he was talking most of the time, but I was not close enough to understand what he said. I went as far as the hotel."

CROSS EXAMINATION.

Q. How many men were present at the time of the arrest?

A. I do not know.

Q. Can't you estimate it?

A. Oh, something over four or five, I don't remember.

Q. Where were you when the trouble happened?

A. About 75 feet from the bank.

Q. Who was in the bank when you went in?

A. Several were passing in and out. I remember Dr. Wolfe was in the vault.

Q. Was Edgie there?

A. No, he was not there.

Q. Did you go to the city hall?

A. No.

Nineteenth witness—Will Pilant: "On the 24th I was in Dycusburg in Owen Bear's store; I saw John D. going by the back window of the store as fast as he could. He had to climb a rock wall. The next time I saw him, he was on the hill in the fence corner. I heard John D. say, 'what does all this mean, what have I done?' Then he was brought down town. There were about 30 or 40 people present at the time of the arrest. He did not talk much on his way down town. I went to the city hall with the prisoner, and he claimed that he was sick. He would fall over on the floor and say that he sick. I was the first one in the bank after the trouble; it was very bloody in the vault; blood was on the floor and on the safe. The vault was open and safe partly open."

CROSS EXAMINATION.

Q. Did John D. take the keys out of his pocket?

A. Yes, and gave them to Judge Yeats; John D. said the handcuffs were behind his trunk. John D. unlocked them and gave the keys to someone.

Twentieth witness—Charles Bennett: "I am 17 years old, was going home from school the evening the trouble occurred. I saw John D. on the hill after he was arrested, and he said, 'what have I done?' and they told him what he had done. He held up his hands and said, 'kill me if you want to!' I did not hear Charley ask him anything. I went to the city hall with him that night, some one asked him if he had been doped; he said, 'yes.' John D. was acting crazy and while lying there he said: 'Sophia is or aint innocent,' I don't know which he said."

CROSS EXAMINATION

Q. Did anybody talk to John D?

A. Walter Lowery was talking to him.

Q. Did he say that Sophia was implicated in this affair?

A. No.

Q. Did you stay in the hall all of the time?

A. Yes, until he was taken away.

Q. Is it not a fact that you went to sleep and that they left you there asleep?

A. I went to sleep about 12:30 p. m. and got up before they left with him.

Q. Who heard John D. say that Sophia was innocent?

A. Walter Lowery.

Q. Do you know that Walter Lowery heard it?

B. I do.

Q. Who were present?

A. Obe Simmons, Dan Hornback, Walter Lowery and Guy Richards.

Twenty-first witness—J. A. Graves: "I was in the drug store at the time of the trouble. I heard Mr. Bennett say that he thought the bank was being robbed. I went to the front of the bank and saw Edgie trying to open the door, he said that some one had pretty near brained him. 'He run out the back door toward the river.' Mr. Jackson and I ran towards the river, but did not see any strange people and turned back and went towards the road. We saw somebody coming and it was Charlie Bennett coming from school. We turned and came up over the hill."

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We saw John D. after they had arrested him. As Judge Yeats could not see I went with him and wrote the warrant. I went to the city hall and remained about ten minutes, but the defendant said nothing. Was in the bank the next day, or the day after the trouble. Saw blood on the floor and on the door. I did not see the encounter or any indications of it except blood on the floor and the wounds on Edgie's head."

Walter Lowery recalled:

CROSS EXAMINATION

Q. At the city hall, did you hear John D. say anything about Sophia?

A. Yes, he said 'Sophia, Sophia, that poor woman, how she is lied upon don't blame her with this.'

Q. Did anybody say that she was connected with this?

A. No.

Q. Did Obe Simmons ask John D. if these women had doped him.

A. Yes, and John D. said, 'surely not, surely not.'

Q. Did John D. beg to go on to Marion and not let them lynch him?

A. Yes, he said, 'blow my brains out.' I said, 'John D. life is a w f u l sweet to man.'

Twenty-second—Dr. Phillips: "I am a practicing physician and have resided in Dycusburg nine years. Graduated at the Kentucky School of Medicine. I was on the street and heard some one hollow, that some one had shot Edgie and robbed Edgie and gone the back way. I went to the bank but did not go inside, then I went up back of the hotel, I saw John D. go over the fence and I said, 'go after him John D.' He went over the hill. I went back to the bank and met Edgie, saying, 'I believe he has brained me.' I went to the office and examined Edgie's head. I found a wound about an inch and a half on the left side of his head and two on the back, a star-shaped lacerated wound. I could see the bone, the periosteum was destroyed. I don't consider it a fatal wound unless complication set up. I consider the hatchet a deadly weapon. I examined the safe, found blood on it, also on the shelf back of the safe, on the door by the hinges. I believe the blood was on the floor in front of the safe, also on the door facing leading into the back room. As John D. came up the street he said, 'Dr. what have I done, if I have done anything I am ready to be punished for it.' I went to the city hall about two o'clock. John said, 'If it had not been for that check, there would have been no trouble, he called me a d-s-a-b, and I hit him, no man can call me that.' He would not eat any supper, said his head hurt him."

CROSS EXAMINATION

Q. Do you consider the wounds out of danger?

A. Yes, if nothing more happens to them.

After hearing the evidence, the Court decided to hold the defendant to answer any indictment made by the grand jury. The warrant was read for "willful and malicious striking with intent to kill."

The bond was fixed at \$750.00.

Levias.

As a weather prophet Mr. ground hog is decidedly on top now.

Mrs. L. L. Price was called to the bedside of John Moore, of near Fredonia, last week. Mr. Moore is very sick and on account of his old age, his recovery is doubtful.

Miss Emma Threlkeld returned to her home near Hampton last week, after several days visit among friends and relatives here.

John A. Price and James Minner went to Repton last week on business.

Prof. Crawford H. Wright, of Carrollsburg, has been engaged to teach a spring school here, beginning Feb. 18. Prof. Wright comes highly recommended and we expect a good school.

W. A. Davidson is preparing to go to New Mexico soon to occupy a claim filed some time ago.

A new arrival at Sam Coleman's, Jr., last week.

Eld. W. R. Gibbs filled the stand at Union Sunday as usual. It's a cold day when Bro. Gibbs fails to be there.

Fred Binkley and his little boy are still confined to bed with pneumonia fever.

Starr.

Mrs. Jane Hamby visited Mrs. Allie Andrew last week.

W. H. Ordway, of Crayneville, passed through here last week.

Tom Guess was here last week.

Mrs. Emilyne Wilson and daughter, Miss Betty, visited Mrs. Lila and Miss Emma Baker last Friday.

Dozie Hill is moving his saw mill.

Mrs. Alice Wilson and son, of Evansville, are visiting her father and mother.

Fred Crayne gave a musical Saturday night.

Will G. Crayne's kitchen and smoke house were destroyed by fire Saturday.

Henry Conger, of Marion, passed through here Saturday enroute to Caldwell county, to visit his sister, Mrs. Lillie Crayne.

Henry Hamby visited Allen Crider Saturday night.

Huley Guess and Miss Maud Crider were married last Sunday.

Rev. Davis, of Blackburn, filled Rev. Vaughn's appointment at Piney Creek Sunday.

Miss Lola Blackburn is visiting near Ruth.

Bark and Marsh Crider are visiting this week.

The weather seems colder this winter than usual, because the people haven't got up much wood.

Allen Crider will make a business trip to Crayneville this week.

There will be another wedding soon.

Our school will close next week. Mr. Woodson taught us a splendid school.

Sidney McNeely visited near Enon Sunday.

The roads are so muddy and bad that Charley Hunt takes a four horse team to haul six geese.

Next Sunday is regular meeting day at Piney Fork.

There was a small attendance at prayer meeting Saturday night.

Miss Ida Crider visited Miss Ida Riley Sunday.

Bert Bradley and wife visited at her fathers Saturday and Sunday.

Fred Crayne and wife visited in Marion last week.

Louisville Live Stock Market.

CATTLE.

Extra good export steers	44 75	5 15
Light shipping steers	43 00	4 75
Choice butcher steers	42 50	4 75
Fair to good butcher steers	41 50	4 25
Com. to med. butch. steers	40 00	3 50
Choice butcher heifers	35 00	4 00
Fair to good butch. heifers	30 00	3 50
Com. to med. bu. heifers	25 25	2 75
Choice butcher cows	32 50	3 75
Choice feeders	4 00	4 25
Medium to good feeders	3 50	4 00
Common and rough feeders	3 00	3 50
Fair to good stock steers	2 75	3 25
Com. to med. stock steers	2 00	2 75
Good to extra stock heifers	2 00	2 50
Com. to med. stock heifers	2 00	2 50
Good to extra oxen	3 25	3 00
Good to extra bulls	2 25	3 00
Fair to good bulls	2 25	3 00
Coarse, heavy calves	2 50	3 00

HOGS.

Choice pack, 200 to 300	6 95
Med. pack, 160 to 200	6 80
Light shippers, 120 to 160	6 65
Choice pigs, 90 to 120	5 75
Light pigs, 50 to 90	5 50
Roughs, 150 to 400	3 50

SHEEP AND LAMBS.

Good to choice fat sheep	44 00	4 50
Fair to good sheep	3 00	3 50
Common sheep, 2 00	3 00	
Bucks	1 75	2 25
Choice shipping lambs	7 00	7 50
Good butcher lambs	5 00	6 00
Culls and tail-ends	2 50	3 00

Local Produce Market

Quoted weekly by John B. Grissom with G. L. Dial Grocery store, corner Main and Salem streets, Marion, Ky.

POULTRY.

Fowls, per lb.	8
Cocks, per lb.	2
Turkeys, per lb.	9
Eggs	18

GEESE.

No. 1 good geese per dozen	4 lb.
Good new goose feathers per lb.	40 cts.

WOOL.

Clear unwashed	22
Clear tub washed	30

GINSENG.

Dry	4 00
Yellow Root	60
May Apple Root	2 1/2
Blood Root	3

HIDES.

Green	9
Green Salt	10
Dry Flint	18
Batter	12